

WILL



COMMISSIONER
MARC SPITZER
COMMISSIONER



ARIZONA CORPORATION COMMISSION

BRIAN C. McNEIL
EXECUTIVE SECRETARY

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2001 JUL 12 A 11:46

July 12, 2001

AZ CORP COMMISSION
DOCUMENT CONTROL

DOCKET NO. T-00000A-00-0194

Chairman William Mundell
Commissioner Jim Irvin
Arizona Corporation Commission
1200 West Washington Street
Phoenix, Arizona 85007

Arizona Corporation Commission

DOCKETED

JUL 12 2001

DOCKETED BY	
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In Re: Cost Docket Settlement Request

My Fellow Commissioners:

Attached you will find Staff's memorandum to each of our offices, notifying us of Qwest's recent offer to enter into settlement negotiations in the Cost Docket.

As you have observed from my docketed questions, I am highly interested in the details of this case and its implications for Arizona consumers. I respectfully refer to you the following section of the 1996 Telecommunications Act:

"CONSULTATION WITH STATE COMMISSIONS – Before making any determination under this subsection, the Commission shall consult with the State commission of any State that is the subject of the application in order to verify the compliance of the Bell operating company with the requirements of subsection (c)." § 271 (d) (2) (B)

If this Commission approves a 271 Application for Qwest, both the Federal Communications Commission and the U.S. Department of Justice will examine the record we develop to determine whether or not Qwest has fulfilled the requirements of the Act and whether or not this Commission appropriately granted the application.

I believe the key to ensuring that we make the right decision in the 271 process, *regardless of the outcome*, is the full and complete development of the record.

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As you observed from my docketed questions, this is a complicated case with widely divergent positions taken by all parties. I am opposed to any action that short-circuits the development of a record which answers the myriad questions posed by the case and that will meet the scrutiny of the FCC and DOJ.

Very Truly Yours,

A handwritten signature in black ink, appearing to read 'Marc Spitzer', with a stylized flourish at the end.

Marc Spitzer
Commissioner

Cc: Docket Control
All Parties


Memorandum

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2001 JUL -9 P 4: 15

AZ CORP COMMISSION
DOCUMENT CONTROL

To: Docket Control

From: Deborah R. Scott
Director, Utilities Division 

Date: July 9, 2001

Re: Settlement Discussions
Wholesale Pricing Requirements for Unbundled Network Elements and Resale
Discounts Docket - Docket T-00000A-00-0194

As directed by the Commission, this memorandum is to provide notice to the docket that Qwest Corporation has approached Staff requesting settlement discussions in the above-referenced docket.

To date, Staff has not engaged in any settlement discussions.

The parties to the docket are: the Company, Staff, AT&T Communications of the Mountain States, Nextlink, XO Communications, Z-Tel Communications, McLeodUSA Telecommunications Service, Inc., Teligent, Alltel Communications, Cox Arizona Telecom, Inc., espire Communications, MGC Communications, Echelon Telecom, Inc. Rhythms Links, Inc. Time Warner, WorldCom, Allegiance, Sprint Communications, Covad Communications, New Edge Networks, and Electric Lightwave, Inc.

DRS:mi

cc: Parties of Record